

UNITED STATES DISTRICT COURT
District of Minnesota

Mark A. Tully; Thane T. Truax and
 Vicki K. Truax; Kenneth Britt and
 Lavera "Sand" Britt; Jerry G. Lindholm
 and Janelle C. Lindholm; Robi J. Nash;
 Jorge L. Cervera and Julia Cervera;
 Brad A. Cartier; Donald Houck and
 Nathan Houck; Jared Rothenberger;
 Scott Dobesh; Jeffrey F. Cox; Chip A.
 Rice and Linda S. Rice; and Richard
 Procter,

Plaintiffs,

V.

JUDGMENT IN A CIVIL CASE

Case Number: 10-4734 (DWF/JSM)

Bank of America, N.A.; BAC Home Loans
 Servicing, LP; Wells Fargo Bank, N.A. as
 Trustee for BAFC Mortgage; U.S. Bank
 National Association, as Trustee;
 Countrywide Document Custody Services,
 a Division of Treasury Bank, NA;
 Countrywide Home Loans, Inc.; The Bank
 of New York Mellon f/k/a The Bank of New
 York as Trustee for The Benefit of
 Alternative Loan Trust and
 Certificateholders CWALT, Inc. Alternative
 Loan Trust; MERSCORP, Inc.; Mortgage
 Electronic Registration Systems, Inc.;
 and Richard W. Stanek, in his official
 capacity as Sheriff of Hennepin County,

Defendants.

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED THAT:

1. Plaintiffs' Motion to Remand to State Court (Doc. No. [17]) is **DENIED**.
2. Bank Defendants' Amended Motion to Dismiss (Doc. No. [7]) is **GRANTED**.

3. Sheriff Stanek's Motion to Dismiss (Doc. No. [10]) is **GRANTED**.

4. Plaintiffs' Amended Complaint (Doc. No. [6]), as it is asserted against Sheriff Stanek, is **DISMISSED WITH PREJUDICE**.

5. Plaintiffs' Amended Complaint (Doc. No. [6]), as it is asserted against the Bank Defendants, is **DISMISSED WITHOUT PREJUDICE**.

May 17, 2011

Date

RICHARD D. SLETTEN, CLERK

s/ M. Price

(By)

M. Price Deputy Clerk